IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

GUARDIANSHIP PETITION NO.87 OF 2007

Samrat Labde ....Petitioner

Ms.Veena Johari i/b Mr.Prakash Mahadik for the Petitioner.

CORAM : S.J. VAZIFDAR, J.
DATED : 5TH DECEMBER, 2007.

P.C. :

1. The Petitioner seeks to be appointed as the guardian of his deceased sister's two minor children, a boy aged eleven years and a girl aged seven years. The father and mother of the minors expired on 14.6.2002 and 22.5.2006 respectively. After the death of the mother, the minors started living with their maternal aunt. After a year they started living with the Petitioner, who has since then being looking after them.

2. Notice under section 11 has been given. Notice to the paternal grandfather has already been given. There is no objection to the Petition.

3. In the circumstances, the Petition is made

absolute in terms of prayers (a) and (c). Further the Petitioner shall be entitled to utilize the interest from the investments referred to in the Petition and in particular paragraph 22 thereof and the pension for the benefit and welfare of the minor children.

4. Upon maturity of the investments, the same shall be deposited with the accounts officer of this Court who shall invest the same in the names of the minors equally. The Petitioner shall thereafter also be entitled to utilize the interest from such investment in the same manner. Liberty to apply.

5. The Petitioner shall be entitled to draw the amounts referred to in paragraphs 22 (b) and (c) of the Petition and to utilize the same for the benefit of the minor children.